THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT APPEAL NO. 917 OF 2007

Date: 12.11.2007

Between:

Palagiri Rama Mohan Reddy.

... Appellant/petitioner.

And

The Government of A.P. rep., by its Principal Secretary, Revenue Department, Secretariat Buildings, Hyderabad and two others.

... Respondents.

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ORDER: (per Hon'ble Sri Justice Bilal Nazki)

The petitioner challenged the order regularizing the land in excess under urban land Ceiling held by the third respondent in the writ petition on the ground that he was the owner of the land. The petition has been filed by power of attorney holder of few persons who claimed to be the owners of the land. The petitioner claims to be the power of attorney holder and also a holder of an agreement of sale. The Government passed an order in favour of respondent No.3 on 16.10.2006. The power of attorney of the agreement to sell came into being in February 2007. In any case on the basis of agreement to sell and power of attorney, this Court would not be in a position to conclude that the petitioner or those who gave him the power of attorney or agreement to sell are owners of the land as held by the learned Single Judge who was right in dismissing the writ petition. However, if the petitioner or his predecessors in interest have ownership of the land, they are at liberty to approach the competent fora.

The writ appeal is accordingly dismissed.

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BILAL NAZKI,J

Date: 12.11.2007

RAMESH RANGANATHAN,J

MRKR